



RCE / 2872
RECEIVED
TECHNOLOGY CENTER
DEC 16 2002
ENTERED 2872
3/13

REQUEST FOR CONTINUED EXAMINATION (RCE) TRANSMITTAL

(INCLUDING FILING FEE AND/OR PETITION FOR
EXTENSION OF TIME FEE)

Subsection (b) of 35 U.S.C. §132, effective May 29, 2000
provides for continued examination of a utility or plant application
filed on or after June 8, 1995.

See The American Inventors Protection Act of 1999 (AIPA)

To: Assistant Commissioner for Patents
Box RCE
Washington, DC 20231

Attorney Docket No.:1046.1028D2

First Named Inventor	Tetsuya NISHI et al.		
Application No.	09/631,355	Group Art Unit	2872
Filing Date	August 2, 2000	Examiner	R. Shafer
CPA Filing Date	May 29, 2002	Confirmation No	9683
Title of Invention	POLARIZATION CONTROL OPTICAL SPACE SWITCH		

This is a Request for Continued Examination (RCE) under 37 C.F.R. §1.114 of the above-identified application.

NOTE: 37 C.F.R. §1.114 is effective on May 29, 2000. If the above-identified application was filed prior to May 29, 2000, applicant may wish to consider filing a continued prosecution application (CPA) under 37 C.F.R. § 1.53(d) (PTO/SB/29) instead of a RCE to be eligible for the patent term adjustment provisions of the AIPA. See Changes to Application Examination and Provisional Application Practice, Interim Rule, 65 Fed. Reg. 14865 (March 20, 2000), 1233 Off. Gaz. Pat. Office 47 (Apr. 11, 2000), which established RCE practice.

1.

Submission required under 37 C.F.R. §1.114 (Box a or b must be completed)

- a. Previously submitted
i. Consider the amendment under 37 C.F.R. § 1.116 previously filed on November 15, 2002
(Any unentered amendment(s) referred to above will be entered).
ii. Consider the arguments in the Appeal Brief or Reply Brief previously filed on __
iii. Other
- b. Enclosed
i. Amendment/Reply
ii. Affidavit(s)/Declaration(s)
iii. Information Disclosure Statement (IDS)
iv. Other

2.

Miscellaneous

- a. Suspension of action on the above-identified application is requested under 37 C.F.R. §103(c) for a period of _____ months. (Period of suspension shall not exceed 3 months; Fee under 37 C.F.R. §1.17(i) required).
b. Other

	BASIC FEE	\$ 740.00
Since an Office Action set an <u>original</u> due date of <u>November 27, 2002</u> , petition is hereby made for an extension of time to cover the date this RCE is filed, for which the requisite fee is enclosed (1 month (\$110); 2 months (\$400); 3 months (\$920); 4 months (\$1,440); 5 months (\$1,960));		\$110.00
Suspension Fee (\$130.00)		
Total of above Calculations =		\$ 850.00
Reduction by 50% for filing by small entity (Note 37 C.F.R. 1.9, 1.27, 1.28).		
TOTAL FEES DUE =		\$ 850.00

4. Small entity status:
 a. Verified Statement Claiming Small Entity Status.
 b. A Verified Statement Claiming Small Entity Status was previously filed and such status is still proper and desired.
 c. is no longer claimed.
5. Other:

6. METHOD OF PAYMENT

- A check in the amount of \$ 850.00 is enclosed.
 Charge "TOTAL FEES DUE" to Deposit Account No. 19-3935. (A duplicate copy of this form is enclosed.)

7. GENERAL AUTHORIZATION

- The Commissioner is hereby authorized to credit any overpayment or charge any additional fees under 37 C.F.R. 1.16 (filing fees) or 37 C.F.R. 1.17 (processing fees) during the prosecution of this application and of any related application(s) claiming benefit hereof pursuant to 35 U.S.C. §120 to maintain pendency hereof and of any such related application to:
Deposit Account No. 19-3935.

8. CORRESPONDENCE ADDRESS

STAAS & HALSEY LLP



21171

PATENT TRADEMARK OFFICE

9. SIGNATURE OF ATTORNEY OR AGENT REQUIRED

NAME	Matthew Q. Ammon	REGISTRATION NO.	50,346
SIGNATURE		DATE	10-16-2002